

MESSAGE NO: 7358112 MESSAGE DATE: 12/23/1996

MESSAGE STATUS: Active CATEGORY: Countervailing
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): C-122-404

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 04/01/1991 TO 03/31/1994

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQUIDATION INSTRUCTIONS FOR LIVE SWINE FROM CANADA (C-122-404) FOR
THE REVIEW PERIOD 4/1/91 - 3/31/94

MESSAGE NO: 7358112

DATE: 12 23 1996

CATEGORY: CVD

TYPE: LIQ

REFERENCE:

REFERENCE DATE:

CASES: C - 122 - 404

- -

- -

- -

- -

- -

PERIOD COVERED: 04 01 1991 TO 03 31 1994

LIQ SUSPENSION DATE:

TO: CMC DIRECTORS,
PORT DIRECTORS

FROM: DIRECTOR, IMPORT OPERATIONS

RE: LIQUIDATION INSTRUCTIONS FOR LIVE SWINE FROM CANADA
(C-122-404) FOR THE REVIEW PERIOD 4/1/91 - 3/31/94

RE: LIQUIDATION FOR LIVE SWINE FROM CANADA (C-122-404) FOR THE
REVIEW PERIODS APRIL 1, 1991 THROUGH MARCH 31, 1994

1. THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER
OF NOVEMBER 14, 1996 (61 FR 58383), THE AMENDED FINAL
RESULTS OF ITS ADMINISTRATIVE REVIEW OF THE COUNTERVAILING
DUTY ORDER ON LIVE SWINE FROM CANADA (C-122-404), FOR THE
APRIL 1, 1991 THROUGH MARCH 31, 1994 REVIEW PERIODS.

2. DUE TO THE CHANGED CIRCUMSTANCES REVIEW, THE MERCHANDISE NOW COVERED BY THIS ORDER IS LIVE SWINE, EXCEPT U.S. DEPARTMENT OF AGRICULTURE CERTIFIED PUREBRED BREEDING SWINE, SLAUGHTER SOWS AND BOARS, AND WEANLINGS (WEANLINGS ARE SWINE WEIGHING UP TO 27 KILOGRAMS OR 59.5 POUNDS) FROM CANADA. COVERED MERCHANDISE IS CLASSIFIABLE UNDER THE HARMONIZED TARIFF SCHEDULE (HTS) ITEM NUMBERS 0103.91.00 AND 0103.92.00. THE HTS ITEM NUMBERS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES. THE WRITTEN DESCRIPTION REMAINS DISPOSITIVE.
3. THE NET SUBSIDY WAS FOUND TO BE CAN\$0.597 PER KILOGRAM FOR THE PERIOD APRIL 1, 1991 THROUGH MARCH 31, 1992, CAN\$0.0611 PER KILOGRAM FOR THE PERIOD APRIL 1, 1992 THROUGH MARCH 31, 1993, AND CAN\$0.0100 PER KILOGRAM FOR THE PERIOD APRIL 1, 1993 THROUGH MARCH 31, 1994.
4. ACCORDINGLY, YOU ARE TO LIQUIDATE AT CAN\$0.597 PER KILOGRAM ON SHIPMENTS OF LIVE SWINE FROM CANADA EXPORTED ON OR AFTER APRIL 1, 1991, AND ON OR BEFORE MARCH 31, 1992; CAN\$0.0611 PER KILOGRAM ON SHIPMENTS OF LIVE SWINE FROM CANADA EXPORTED ON OR AFTER APRIL 1, 1992, AND ON OR BEFORE MARCH 31, 1993; AND CAN\$0.0100 PER KILOGRAM ON SHIPMENTS OF LIVE SWINE FROM CANADA EXPORTED ON OR AFTER APRIL 1, 1993, AND ON OR BEFORE MARCH 31, 1994. PARTIAL LIQUIDATION INSTRUCTIONS WERE ISSUED FOR SLAUGHTER SOWS AND BOARS (C-122-404-001) AND WEANLINGS IN MESSAGE #6060111 DATED SEPTEMBER 16, 1996.
5. THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT REQUIRES THAT INTEREST BE PAID ON OVERPAYMENTS OR UNDERPAYMENTS OF AMOUNTS DEPOSITED AS COUNTERVAILING DUTIES. SUCH INTEREST IS PAYABLE AT THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD. THE INTEREST SHALL BE CALCULATED AT THAT RATE FROM THE DATE OF PAYMENT OF ESTIMATED DUTIES THROUGH THE DATE OF LIQUIDATION.
6. THE SUSPENSION OF LIQUIDATION ORDERED FOR THIS MERCHANDISE EXPORTED ON OR BEFORE MARCH 31, 1994 IS LIFTED. SUSPENSION OF LIQUIDATION FOR ALL ENTRIES OF THIS MERCHANDISE EXPORTED

AFTER MARCH 31, 1994 WILL CONTINUE.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, IMPORT OPERATIONS, ANTIDUMPING/COUNTERVAILING DUTY, USING THE ATTRIBUTE "HQ OAB." IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT STEPHANIE MOORE AT 202-482-2849, OF THE OFFICE OF CVD/AD ENFORCEMENT VI, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, DEPARTMENT OF COMMERCE.
8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

WILLIAM D. SLYNE

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party